

# EXHIBIT “3”

**In The Matter Of:**  
*TILLMAN, et al. vs.*  
*RIVERTON MEMORIAL HOSPITAL, LLC*

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*KATHLEEN HIRSCH-LANUTE*  
*October 25, 2022*

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*T&T Reporting, LLC*  
*477 Shoup Avenue, Suite 105*  
*Idaho Falls, Idaho 83402*  
*(208) 529-5491*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING

JUNE LOUISE TILLMAN and CATHY ANN )  
LUCAS, Co-Wrongful Death )  
Representatives FOR ELAINE J. ) Case No.  
TILLMAN, Deceased, ) 21-CV-138-NDF  
Plaintiffs, )  
vs. )  
RIVERTON MEMORIAL HOSPITAL, LLC, )  
Defendant. )

REMOTE VIDEOCONFERENCE DEPOSITION OF  
KATHLEEN HIRSCH-LANUTE  
Tuesday, October 25, 2022, 1:00 p.m.

BE IT REMEMBERED that the deposition of  
Kathleen Hirsch-Lanute was taken by the attorney for  
the plaintiffs via Zoom videoconference before Sheila  
T. Fish, Court Reporter and Notary Public, in and for  
the State of Idaho, in the above-entitled matter.

Reported by: Sheila T. Fish, CSR #906, RPR, CRR

## KATHLEEN HIRSCH-LANUTE - October 25, 2022

52

1 they require.

2 Usually, they'll come in, they introduce  
3 themselves. They generally do not tell us what they  
4 are there for. They tell us they are there for an  
5 investigation. They do not clarify what the  
6 investigation is. And they ask for a pile of  
7 documents. Usually, it will be a group of charts,  
8 and in that group of charts, they look for a like  
9 diagnosis and usually whatever they're investigating  
10 is one of the patients in that group of charts.

11 They ask for policies. They ask for  
12 qualifications of staff. Sometimes they ask for  
13 personnel records. But we supply all of those  
14 documents for them. We assist them in looking  
15 through the medical records because a lot of the  
16 surveyors are not adept with the electronic medical  
17 record. You know, supply them with anything that  
18 they ask for, basically.

19 Q. When you say that you were present for  
20 the CMS action, does that mean that you were there  
21 for the visit?

22 A. I was, yes. I was there when he  
23 arrived, introduced myself. I sat there through the  
24 introduction and supplied him with the information he  
25 needed. At some point he asked to interview staff

KATHLEEN HIRSCH-LANUTE - October 25, 2022

53

1 privately, and we did excuse ourselves during those  
2 interviews.

3 Q. So at what point after the attack did  
4 you fly to Wyoming?

5 A. Monday. Monday morning.

6 Q. Okay. So you came in on Monday, and you  
7 stayed obviously --

8 A. I don't remember. It may have been  
9 Sunday.

10 Q. But you were there for the unannounced  
11 CMS visit?

12 A. Oh, yes.

13 Q. So were you there when they interviewed  
14 each of the staff members?

15 A. I was not. He asked to do that in  
16 private.

17 Q. Who did he interview? Was it a he? I'm  
18 sorry. I'm just assuming. I don't know why.

19 A. I can't remember off the top of my head.  
20 I know George Plumlee was one of them.

21 Q. And then were you involved in the  
22 response to their investigation?

23 A. I was.

24 Q. When you were in other positions before  
25 2017, you had some involvement writing sitter